

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WP(C) .No. 11392 of 2007 (F)

PETITIONER:

C.K.PRAKASAN, KUNUPPALLY HOUSE,
KOTTEKKAD, PALAKKAD.

BY ADV. SRI.HARIKRISHNAN RAVINDRAN

RESPONDENTS:

1. GOVERNMENT OF KERALA, REP. BY
SECRETARY, DEPT OF WATER RESOURCES
(ISWC), THIRUVANANTHAPURAM.
2. EXECUTIVE ENGINEER, IRRIGATION DIVISION,
MALAMPUZHA.
3. THASILDAR (RR), PALAKKAD.

BY G.P.SHRI.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.11392 of 2007

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Dated this the 2nd day of April, 2007

J U D G M E N T

The petitioner was allotted a stall by the 2nd respondent for conducting a shop in the Malampuzha Gardens. He has raised a dispute regarding the rent payable on the ground that after allotting the stall to the petitioner, the respondents have not taken adequate steps to prevent unauthorised vendors from doing business in the Malampuzha Gardens, as a result of which, the petitioner could not run the stall profitably and incurred heavy losses. Now the petitioner is served with a demand notice for more than Rs.10 lakhs, which is under challenge in this writ petition.

2. However, the petitioner now confines his prayer for a direction to the 1st respondent to consider and pass appropriate orders on Ext.P3 representation filed by him expeditiously.

3. I have heard the learned counsel for the petitioner as also the learned Government Pleader.

4. In the facts and circumstances of the case, there would be a direction to the 1st respondent to consider and pass appropriate orders on Ext.P3 as expeditiously as possible. Till the disposal of Ext.P3, the petitioner shall not be evicted from the stall.

Writ petition is disposed of as above.

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S.SIRI JAGAN, JUDGE